

Application Serial No. 10/508,885
Reply to Advisory Action of November 5, 2009

PATENT
Docket: CU-3914

REMARKS

In the Office Action, dated July 9, 2009, the Examiner states that Claims 1-13 and 15 are pending, Claims 1-4 are withdrawn, and Claims 5-13 and 15 are rejected. In the Advisory Action dated November 5, 2009, the Examiner states that the aforementioned claims remain rejected but could be allowable if certain amendments were executed. By the present Amendment, and in accordance with the suggestions in the Advisory Action, Applicant amends the specification, the claims, and the drawings.

Claims 5-13 and 15 are rejected under 35 USC 112, first paragraph, for the reasons of record. Claims 5-13, 15 and 16 are rejected under 35 USC 103(a) as being unpatentable over Japan 808 (JP 08-112808) in view of Sucech (US 5,683,635), Hauber (US 6,878,321), Birdsey (US 1,514,827) and Ferguson (US 5,799,458). Applicant respectfully disagrees with the foregoing rejections.

However, without conceding the propriety of the foregoing rejections and solely in the interest of advancing prosecution, Claims 1-4, 13 and 15 have been cancelled and Claim 5 has been amended. Moreover, Figure 2 is currently amended and lines 10 and 14 of page 35 of the present specification are also currently amended.

Each of the foregoing amendments and cancellations is in accordance with the suggestions on page 5 of the Advisory Action. It was indicated in the Advisory Action that if the stated amendments are executed, a Request for Continued Examination (RCE) does not need to be submitted with the present response. It was also stated that if the amendments suggested on page 5 of the Advisory Action are executed, the present application would be in condition for allowance. Applicant considers that each and every amendment suggested on page 5 of the Advisory Action has been executed and as such, Applicant respectfully asserts that the present application should now be in condition for allowance.

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In light of the foregoing response, all the outstanding objections and rejections are considered overcome. Applicant respectfully submits that this application should now be in condition for allowance and respectfully requests favorable consideration.

December 8, 2009

Date

Respectfully submitted,



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